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REMARKS

Claims 1-5 remain in the application. Only Claim 1 is in independent form.

Claim 5 stands rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which application regards as the invention. Specifically, it is alleged in the office action that Claim 5 lacks antecedent basis because the compound lacks a spiro group. Applicants respectfully submit that the structure set forth in Claim 1 for Formula (I) was in error. Applicants have amended the structure of Formula (I), by way of the present amendment, to obviate this rejection. Specifically, in Formula (I), as presently amended, R³ and R⁴ are not bonded to one another to form a spiro group. Support for this amendment can be found the specification on page 5, lines 15-20. Accordingly, Applicants respectfully request that Claims 1-4, which were held to be withdrawn because the elected compound was not included in the generic claim, be again considered in this application. Accordingly, Applicants respectfully submit that the rejection under 35 U.S.C. § 112, second paragraph, has been overcome.

Applicants acknowledge that the subject matter of Claim 5 was found to be allowable if the rejections under 35 U.S.C. § 112, second paragraph, are overcome.

In view of the present amendment and foregoing remarks, reconsideration of the rejection and advancement of the case to issue are respectfully requested.

The Commissioner is authorized to charge any fee or credit any overpayment in connection with the communication to our deposit account number 23-0455.

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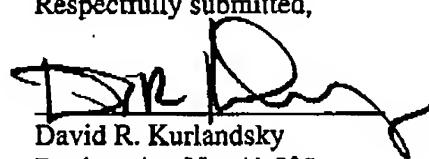
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If the Examiner believes that a telephone conference would expedite the prosecution of this application, please telephone the undersigned at 734-622-7304.

Respectfully submitted,

Dated: 12/11/03



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